

CITY COUNCIL
CITY OF WICHITA
KANSAS

City Council Meeting
9:00 A.M., August 9, 2005

City Council Chambers
455 North Main

ORDER OF BUSINESS

- Call to Order
- Invocation
- Pledge of Allegiance
- Approve the minutes of the August 2, 2005 regular meeting

AWARDS AND PROCLAMATIONS

- Proclamations

PUBLIC AGENDA

1. Carrie Jones-Williams-Wichita Family Services Institute Summer Youth Employment Program.

CONSENT AGENDA

2. Report of the Board of Bids and Contracts Dated August 8, 2005.

RECOMMENDED ACTION: Receive and file report; approve Contracts;
authorize necessary signatures.

3. Applications for License to Retail Cereal Malt Beverages:

<u>New Operator</u>	<u>2005</u>	<u>(Consumption on Premises)</u>
Marijo Taylor	Taco Tico Operations, Inc.*	460 North West Street

*General/Restaurant - 50% or more of gross receipts derived from sale of food.

RECOMMENDED ACTION: Approve license subject to Staff review
and approval.

4. Preliminary Estimates:

- a) 2005 Contract Maintenance Ultra-thin Asphalt Overlay (various locations south of 21st Street North, west of Rock Road. 472-84157/132718/665546) Traffic to be maintained during construction using flagpersons and barricades. (District I, II, III, IV, V, & VI) - \$878,000.00
- b) 2005 Condemned Sidewalk and Wheelchair Ramps - -north of 55th Street South, east of 135th Street West. (472-84247/132100/) Traffic to be maintained during construction using flagpersons and barricades. (District I, II, III, IV, V, & VI) - \$162,975.00
- c) 2005 Sanitary Sewer Reconstruction Phase 8 - various locations north of Harry, west of Oliver. (468-84037/620434/665558) Traffic to be maintained during construction using flagpersons and barricades. (District III) - \$247,000.00
- d) Water Distribution System to serve North Ridge Village Addition - north of 37th Street North, west of Ridge. (448-90062/735258/470929) Does not affect existing traffic. (District V) - \$65,000.00
- e) Water Distribution System to serve Copper Gate North Addition - north of 13th Street North, west of 135th Street West. (448-90014/735252/470923) Does not affect existing traffic. (District V) - \$121,000.00
- f) Storm Water Drain #201 to serve Shadow Woods Addition - north of Maple, west of 135th Street West. (468-83598/751400/485291) Does not affect existing traffic. (District V) - \$149,000.00
- g) 2005 Contract Maintenance Street Rehabilitation - 42nd Street North, Cobblestone, and 41st Street North. (472-84159/132718/) Traffic to be maintained during construction using flagpersons and barricades. (District VI) - \$75,451.40
- h) Northwest Riverside Water Main Replacement - north of 13th Street North, east of Hood. (448-89815/634027/773198) Traffic to be maintained during construction using flagpersons and barricades. (District VI) - \$995,000.00

RECOMMENDED ACTION: Receive and file.

5. Petitions for Public Improvements:

- a) Construct a lateral sanitary sewer in The Four H Addition, north of Central, west of Tyler. (District V)
- b) Renovate Building Façade at 581 West Douglas. (District IV)
- c) Renovate Building Façade at 917 East Douglas. (District I)
- d) Renovate Building Façade at 919 East Douglas. (District I)
- e) Paving, Sanitary Sewer and Water Distribution System Improvements to serve The Fairmont Addition, north of 21st Street, west of 127th Street East. (District II)

RECOMMENDED ACTION: Approve Petitions; adopt Resolutions.

6. Consideration of Street Closures/Uses.

- Ultimate Backyard BBQ – Saturday, August 27
10:00 a.m. – 6:00 p.m.
St. Francis between First and Second Streets
- Kansas Flight Festival - Saturday and Sunday, September 24-25
10:00 a.m. – 5:00 p.m.
- 43rd from Webb to Lindberg Avenue
- 37th from Lindberg Avenue to Greenwich Road

RECOMMENDED ACTION: It is recommended that the City Council approve the request subject to: (1) Event sponsors notifying every property and/or business adjoining any portion of the closed street; (2) Coordination of event arrangements with City Staff; (3) Hiring off-duty public safety officers as required by the Police Department; (4) Obtaining barricades to close the streets in accordance with requirements of Police, Fire and Public Works Department; (5) Submitting a Certificate of Insurance evidencing general liability insurance which covers the event and its related activities, including the naming of the City as an additional insured with respect to the event's use of the closed City streets.

7. Contract & Agreements for July 2005.

RECOMMENDED ACTION: Receive and file report.

8. Quarterly Financial Report, June 30, 2005.

RECOMMENDED ACTION: Receive and file.

9. Agreements/Contracts:

- a) Amending Ordinance for the Improvement of Oliver, Harry to Kellogg. (District III)-supplemental.
- b) Contract for Management of Food Services.

RECOMMENDED ACTION: Approve Agreements/Contracts; authorize necessary signatures.

10. Design Services Agreement:

- a) Southern Ridge Third Addition, south of Pawnee, west of Maize. (District IV)

RECOMMENDED ACTION: Approve Agreements/Contracts; authorize necessary signatures.

11. Property Acquisitions:

- a) 2351 South Lulu Street for Pawnee Widening Improvement Project from Washington to Hydraulic. (District III)
- b) A portion of 5862 South Hydraulic: Hydraulic Improvement Project. (District III)

RECOMMENDED ACTION: Approve budgets and Contracts; authorize necessary signatures.

12. Sidewalk Repair Assessment Program. (Districts I, III, IV, V, VI)

RECOMMENDED ACTION: Approve the proposed assessments and place the ordinance on first reading.

13. Transfer of Funds.

RECOMMENDED ACTION: Approve the transfer of funds from CIP S-5 to CIP S-508 and authorize the necessary signatures.

14. 2005 Insurance Program.

RECOMMENDED ACTION: Receive, file and ratify the 2005 Insurance Program.

15. Grove Park Improvement Phase II. (District I)

RECOMMENDED ACTION: Approve the Resolution; authorize initiation of the project and authorize the necessary signatures.

16. Restrictive Covenant for Kingsbury Tract. (District VI)

RECOMMENDED ACTION: Authorize the Mayor to sign the restrictive covenant and to have it recorded as appropriate and required.

17. Memorandum of Understanding with United States Geological Survey for WATER Center exhibit.

RECOMMENDED ACTION: Approve the Memorandum of Understanding and authorize the necessary signatures.

18. Waterline Easement along 69th Street North. (county)

RECOMMENDED ACTION: Approve the waterline easement; authorize the necessary signatures.

19. Settlement of Claim.

RECOMMENDED ACTION; Authorize total payment of \$52,500 as a full settlement of all possible claims arising out of the transactions which are the subject of the claim.

20. Second Reading Ordinances: (First read July 26, 2005)

a) Nuisance Abatement Assessments.

- 1) An Ordinance making a special assessment to pay for the cost of cutting weeds in the City of Wichita, Kansas.
- 2) An Ordinance making a special assessment to pay for the cost of abating certain public health nuisances (lot clean up) under the provision of Section 7.40.050 of the Code of the City of Wichita, Kansas.

RECOMMENDED ACTION: Adopt Ordinances.

NEW BUSINESS

21. 2006 Annual Operating Budget and Revisions to the 2005 Budget.

The 2006/2007 Proposed Budget has been presented to the City Council, including presentations at workshops and at District Advisory Board (DAB) meetings. Only July 19, 2005, the City Council placed the budget ordinances on first reading and authorized the publication of the hearing notices, establishing the maximum taxes levied for the 2006 City budgets.

RECOMMENDED ACTION: Close the public hearing and: 1) Approve the 2006 Budgets (with the changes reflected in attachment A and for the Water Utility Clean Drinking Water fee and adopt the necessary budget ordinances, including those for the tax increment financing (TIF) districts and the self supported municipal improvement district (SSMID); 2) approve amending the 2005 budget for the Economic Development and Old Town Cinema TIF funds; 3) approve the joint agreements with Sedgwick County (including amendments to the 2005 City-County Metropolitan Area Planning operating budget); 4) approve the proposed new schedule of rates and charges for Water Service and place the ordinance on first reading; 5) approve the proposed new schedule of rates for users of the Sanitary Sewer system and place the ordinance on first reading; 6) approve the resolution authorizing an increase in the Storm Water Utility Equivalent Residential Unit (ERU) rate; 7) approve the use of local funds derived from property within the corporate limits for the Wichita State University Board of Trustees (Interlocal Agreement between the City and County).

22. Arkansas River Corridor Access Plan. (Districts I, III, IV, V & VI)

In the early 90's, the Kansas Department of Wildlife and Parks (KDWP) began efforts to provide access points to the Big Arkansas River in Rice County, just northwest of Hutchinson, Kansas. Earlier this year, city and state officials began discussions outlining strategies to make the river more accessible and consider how an overall comprehensive plan could include other communities and municipalities. A verbal agreement

RECOMMENDED ACTION: 1) Approve the substitution of projects; 2) approve the bonding resolution; 3) authorize initiation of the project and 4) authorize the necessary signatures.

PLANNING AGENDA

NOTICE: Public hearing on planning items is conducted by the MAPC under provisions of State law. Adopted policy is that additional hearing on zoning applications will not be conducted by the City Council unless a statement alleging (1) unfair hearing before the MAPC, or (2) alleging new facts or evidence has been filed with the City Clerk by 5p.m. on the Wednesday preceding this meeting. The Council will determine from the written statement whether to return the matter to the MAPC for rehearing.

* Consent Items

23. *VAC2005-00026-Request to vacate a portion of a platted front setback generally located north of Central Avenue and east of Webb Road. (District II)

RECOMMENDED ACTION: Approve the Vacation Order and authorize the necessary signatures.

24. *SUB2004-32-Plat of Banuelos Addition, located north of 29th Street North and west of Broadway. (District VI)

RECOMMENDED ACTION: Approve the documents and plat; authorize the necessary signatures and adopt the Resolution.

25. *SUB2005-23-Plat of Osbeck Addition, located west of Tyler and south of Kellogg. (District IV)

RECOMMENDED ACTION: Approve the document and plat; authorize the necessary signatures; adopt the Resolution and place the Ordinance on first reading.

26. *SUB2005-30-Plat of The Woods Reserve Addition, located east of 151st Street West and on the north side of Maple. (District V)

RECOMMENDED ACTION: Approve the documents and authorize the necessary signatures for approval of the plat and the City's ownership interest.

AIRPORT AGENDA

NOTICE: The City Council is meeting as the governing body of the Airport for consideration and action on items on this Agenda, pursuant to State law and City ordinance. The meeting of the Authority is deemed called to order at the start of this Agenda and adjourned at the conclusion.

*Consent items

27. *Waterline Easement at 4700 North Webb Road. (County)

RECOMMENDED ACTION: Approve the waterline easement; authorize the necessary signatures.

CITY COUNCIL

28. Board Appointments.

RECOMMENDED ACTION: Make the appointments.

Adjournment

Workshop to follow